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April 22, 2020

VIA FEDEX

National FOIA Office
U.S. Environmental Protection Agency
1200 Pennsylvania NW, Room 5315
Washington, DC 20460

Dear Sir/Madam:

Pursuant to 5 U.S.C. §552, the Freedom of Information Act, I hereby request the Environmental Protection Agency ("EPA") provide the following information and records.

In March of 2020, EPA published the Draft Risk Evaluation for Asbestos ("Asbestos Risk Evaluation") as required by the Toxic Substance Control Act ("TSCA"). As part of the TSCA Risk Evaluation Process, the Asbestos Risk Evaluation is subject to Peer Review by EPA's Science Advisory Committee on Chemicals ("SACC") and a group of additional Ad Hoc committee members.

1. Please provide all documents concerning or in any way describing how EPA selected the members of the Ad Hoc committee who will be participating in the Peer Review of EPA's Asbestos Risk Evaluation;
2. Please provide any and all documents and records in EPA's possession relating to Dr. Marty Kanarek, including, but not limited to, reports, memoranda, correspondence, and all communications to, with or about, Dr. Marty Kanarek since 2017;
3. Please provide all communications between EPA, including any member of the EPA's SACC, and Dr. Marty Kanarek regarding his participation on the Ad Hoc committee;
4. Please provide any and all documents and records in EPA's possession relating to Dr. Steven Markowitz, including, but not limited to, reports, memoranda, correspondence, and all communications to, with or about, Dr. Steven Markowitz since 2017;
5. Please provide all communications between EPA, including any member of EPA's SACC, and Dr. Steven Markowitz regarding his participation on the Ad Hoc committee;
6. Please provide all documents, including conflict of interest disclosures and public statements, submitted by Drs. Marty Kanarek and Steven Markowitz in relation to their participation on the Ad Hoc committee;

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7. Please provide all documents, including, but not limited to, correspondence, memoranda, records and any communications between EPA, including any member of EPA's SACC, and the following persons regarding TSCA and/or EPA's Asbestos Risk Evaluation, as well as any such document regarding asbestos since 2016:

a. Dr. Leslie Stayner;

b. Dr. Dana Loomis;

c. Dr. Arthur Frank;

d. Dr. David Egilman;

e. Dr. Murray Finkelstein;

f. Mr. Christian Hartley, Esq., or any person employed by the law firm, Maune Raichle Hartley French & Mudd, LLC.;

g. Mr. Jonathan Ruckdeschel, Esq., or any person employed by the law firm, Ruckdeschel Law Firm; and,

h. Mr. Steve Kazan, Esq., Mr. Joseph Satterley, Esq. or any person employed by the law firm Kazan, McClain, Satterley, & Greenwood;

8. Please provide all submissions and comments submitted to EPA on regulations.gov dockets EPA-HQ-OPPT-2019-0501 and EPA-HQ-OPPT-2016-0736 that were not made publicly available on the regulations.gov website; and,

9. Please provide all documents and communication exchanged between EPA and any person not employed by EPA or any person not employed on a full-time basis by the United States government in connection with EPA's Asbestos Risk Evaluation, together with all documents and communications exchanged within EPA concerning such communications with persons not employed by EPA on that topic. This request specifically includes, but is not limited to, any documents, drafts, publications, correspondence, and record of communications of any kind concerning the formation/recruitment of the SACC, the formation/recruitment of ad hoc members of the SACC, and the drafting and publication of the EPA Asbestos Risk Evaluation.

I am willing to pay reasonable fees associated with this request.

The EPA has twenty (20) working days to respond to my request. If the EPA is unable to provide the requested information within the required time, please contact me immediately.

**McDermott
Will & Emery**

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Thank you for your cooperation and please contact me with any questions or concerns.

Sincerely,

Alex M. Spisak